

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MARIANNE ATOR,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

Civil No. 3:12-cv-05660-KLS

ORDER OF
REMAND AND JUDGMENT

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be REVERSED and REMANDED for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, an administrative law judge (ALJ) will hold a *de novo* hearing and Plaintiff may raise any issue. The ALJ will further evaluate Plaintiff's substance use to determine whether it is a contributing factor material to the determination of disability pursuant to 20 C.F.R. §§ 404.1535 and 416.935, consider any new evidence submitted, and continue the sequential evaluation process.

Upon proper presentation, this Court will consider Plaintiff's application for costs and attorney fees under 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

JUDGMENT is entered for Plaintiff, and this case is closed.

DATED this 20th day of December, 2012.



Karen L. Strombom
United States Magistrate Judge

Presented by:

/s/Brett E. Eckelberg

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